
By: **Delegate Kach**

Introduced and read first time: February 12, 2004

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Child Support - Postsecondary Education Funding**

3 FOR the purpose of requiring a court to require the parties to an action for divorce in
4 which issues of child support are raised to discuss the postsecondary education
5 expenses of each child of the parties before the court may grant the divorce; and
6 generally relating to child support and postsecondary education funding.

7 BY repealing and reenacting, without amendments,
8 Article - Education
9 Section 10-101(f)
10 Annotated Code of Maryland
11 (2001 Replacement Volume and 2003 Supplement)

12 BY adding to
13 Article - Family Law
14 Section 12-106
15 Annotated Code of Maryland
16 (1999 Replacement Volume and 2003 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article - Education**

20 10-101.

21 (f) (1) "Institution of postsecondary education" means a school or other
22 institution that offers an educational program in the State for individuals who are at
23 least 16 years old and who have graduated from or left elementary or secondary
24 school.

25 (2) "Institution of postsecondary education" does not include:

26 (i) Any adult education, evening high school, or high school
27 equivalence program conducted by a public school system of the State; or

1 (ii) Any apprenticeship or on-the-job training program subject to
2 approval by the Apprenticeship and Training Council.

3

Article - Family Law

4 12-106.

5 (A) THIS SECTION APPLIES ONLY TO AN ACTION FOR DIVORCE IN WHICH
6 ISSUES OF CHILD SUPPORT ARE RAISED.

7 (B) BEFORE GRANTING A DECREE OF DIVORCE UNDER TITLE 7 OF THIS
8 ARTICLE, A COURT SHALL REQUIRE THE PARTIES TO DISCUSS THE POSTSECONDARY
9 EDUCATION EXPENSES OF EACH CHILD OF THE PARTIES.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
11 effect October 1, 2004.